

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JEFFREY W. MCWILLIAMS,

Petitioner,

v.

COMMONWEALTH OF PENNSYLVANIA,

et al.,

Defendants.

CIVIL ACTION NO. 3:13-CV-2234

(JUDGE CAPUTO)

(MAGISTRATE JUDGE CARLSON)

ORDER

NOW, this 15th day of June, 2015, upon review of the Report and Recommendation of Magistrate Judge Carlson (Doc. 14) for plain error or manifest injustice, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 14) is **ADOPTED**.
- (2) The Petition (Doc. 1) is **DISMISSED without prejudice**.
- (3) Because a reasonable jurist could debate whether Petitioner had effective assistance of counsel, a certificate of appealability **SHALL ISSUE**.
- (3) The Clerk of Court is instructed to mark this case as **CLOSED**.


A. Richard Caputo
United States District Judge